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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, *ex rel.*,
Joshua Luke,

Plaintiff,

v.

HEALTHSOUTH CORPORATION,
HEALTHSOUTH OF HENDERSON, INC. and
KENNETH BOWMAN,

Defendants.

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*Attorneys for Defendants HealthSouth Corp.
And HealthSouth of Henderson, Inc.*

Case No.: 2:13-cv-01319-APG-VCF

**SECOND JOINT STIPULATION AND
[PROPOSED] ORDER TO EXTEND
DEADLINES SET FORTH IN SPECIAL
MASTER'S ORDER RE: PLAINTIFF'S
MOTION TO COMPEL AND JOINT
PROPOSED REVISED SCHEDULING
ORDER (DOC. 213)**

[DISCOVERY ISSUES ASSIGNED TO
SPECIAL MASTER DAVID M. TENNER]

Plaintiff-Relator Joshua Luke ("Plaintiff"), as relator in this action, Defendants HealthSouth Corporation ("HealthSouth") and HealthSouth of Henderson, Inc. ("HealthSouth Henderson") (collectively, "HealthSouth Defendants"), and Defendant Kenneth Bowman ("Bowman") by and through their undersigned counsel, state as follows:

1. Whereas, the Court appointed a Special Master to oversee the discovery process on April 17, 2019 (Dkt. # 185);

2. Whereas, the Court appointed David M. Tenner as Special Master pursuant to the Parties' Joint Stipulation Concerning the Appointment of a Special Master (Dkt. #198);

3. Whereas, the Special Master's Order re: Plaintiff's Motion to Compel and Joint Proposed Revised Scheduling Order ("Special Master's Order") (Dkt. #213) was issued in writing on July 19, 2019, and stated that the rulings therein "were made effective as of the date of the hearing, July 10, 2019";

4. Whereas, the Special Master's Order set forth various deadlines related to discovery, including: (i) all responsive documents shall be produced by August 20, 2019; (ii) Plaintiff shall be entitled to take the Rule 30(b)(6) deposition of Defendant HealthSouth on or before September 10, 2019; and (iii) the Parties shall file a Stipulated Revised Scheduling Order or Status Report on or before September 10, 2019;

5. Whereas, the HealthSouth Defendants filed their objections to the Special Master's Order on July 26, 2019 (Dkt. 216);

6. Whereas, on August 8, 2019, the Parties filed a Joint Stipulation and Proposed Order seeking to extend the discovery deadlines set forth in the Special Master's Order in light of the Parties' joint meeting with the United States Department of Justice ("DOJ") to discuss this action that was scheduled to take place on August 13, 2019 (Dkt. 219);

7. Whereas, Plaintiff filed his Opposition to Defendants' Objections to the Special Master's Ruling on August 9, 2019 (Dkt. 220);

8. Whereas, on August 9, 2019, the Special Master signed the Joint Stipulation and entered the Order to Extend Deadlines Set Forth in Special Master's Order (Dkt. 221);

9. Whereas, during the course of the August 13, 2019 joint meeting, the Parties and the DOJ arrived at a tentative settlement to resolve this action which they are currently in the process of finalizing;

10. Whereas, in light of the tentative settlement that was reached at the August 13, 2019 joint meeting and the ongoing efforts by the Parties and the DOJ to reach a final settlement that will resolve this action, the Parties wish to suspend the discovery deadlines set forth in the Special Master's Order until further notice.

Accordingly, the Parties to this stipulation hereby stipulate and agree to the entry of an order by the Special Master suspending all deadlines set forth in the Special Master's Order until further notice. The Parties shall report back to the Special Master on the status of the settlement discussions within 28 days of the entry of this order and whether it is necessary to reset the discovery deadlines set forth in the Special Master's Order.

This stipulation is made in good faith, not interposed for delay, and not filed for an improper purpose.

DATED this 27th day of August, 2019.

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DATED this 27th day of August, 2019.

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DATED this 27th day of August, 2019.

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DATED this 27th day of August, 2019.

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IT IS SO ORDERED:


SPECIAL MASTER DAVID M. TENNER

DATED: 8/28/19

CASE NO.: 2:13-cv-01319-APG-VCF